

1 John V. Picone III (State Bar No. 187226)
Christopher A. Hohn (State Bar No. 271759)
2 HOPKINS & CARLEY
A Law Corporation
3 The Letitia Building
70 South First Street
4 San Jose, CA 95113-2406

5 **mailing address:**
P.O. Box 1469
6 San Jose, CA 95109-1469
Telephone: (408) 286-9800
7 Facsimile: (408) 998-4790

8 Attorneys for Non-Party
VELODYNE LIDAR, INC.

9
10 UNITED STATES DISTRICT COURT
11 NORTHERN DISTRICT OF CALIFORNIA
12 SAN FRANCISCO DIVISION

13 WAYMO LLC,

14 Plaintiff,

15 v.

16 UBER TECHNOLOGIES, INC.,
OTTOMOTTO LLC; OTTO TRUCKING
17 LLC,

18 Defendants.

CASE NO. 3:17-CV-00939-WHA

**DECLARATION OF ALEKSANDR
KORZH IN SUPPORT OF DEFENDANTS'
ADMINISTRATIVE MOTION TO FILE
UNDER SEAL PORTIONS OF
DEFENDANTS' REPLY IN SUPPORT OF
MOTION FOR SUMMARY JUDGMENT**

Dept: 8, 19th Floor
Judge: Hon. William Alsup

Trial Date: October 10, 2017

1 I, Aleksandr Korzh, declare as follows:

2 1. I am the General Counsel of Velodyne LiDAR, Inc., ("Velodyne"), a third party to
3 the above-captioned matter. I make this declaration in accordance with Civil Local Rule 79-5(e)
4 in support of Defendants' Administrative Motion to File Under Seal Portions of their Reply in
5 Support of Motion for Summary Judgment and Exhibits thereto ("Motion to Seal"), filed by
6 Defendants Uber Technologies, Inc. and Ottomotto LLC ("Uber" and "Ottomotto," respectively)
7 as Dkt. No. 1636 on September 18, 2017.

8 2. I have personal knowledge of the facts set forth herein, except as to those stated on
9 information and belief and, as to those facts, I am informed and believe them to be true. If called
10 as a witness, I could and would competently testify to the matters stated herein.

11 3. I have reviewed the Velodyne material that Uber and Ottomotto have sought to file
12 under seal through the Motion to Seal. This material reveals Velodyne's confidential information
13 and trade secrets, including non-public details about Velodyne's optical systems, products, and
14 technology.

15 4. This information has substantial economic value to Velodyne and Velodyne
16 considers it to be highly confidential and competitively sensitive. Velodyne takes significant
17 precautions to ensure that this type of information is not publically disclosed.

18 5. Publically disclosing this information could harm Velodyne's competitive standing
19 in the marketplace and could have adverse effects for the company generally. For instance,
20 Velodyne's competitors could use this information to copy Velodyne's technology, thereby
21 avoiding the full research and development costs necessary to develop their own technology.

22 I declare under penalty of perjury under the laws of the United States that the foregoing is
23 true and correct and that this declaration was executed on September 21, 2017, at San Jose,
24 California.

25
26 

27 Aleksandr Korzh
28